

JAN 04 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Philip Jacoby

Serial No.: 10/824,730

Art Unit: 1772

Filed: April 15, 2004

Examiner: Alicia Ann Chevalier

For: *EXTRUDED POLYPROPYLENE SHEETS CONTAINING BETA SPHERULITES*Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**PETITION TO MAKE SPECIAL
UNDER 37 C.F.R. § 1.102(d) AND M.P.E.P. § 1002(s)**

Sir:

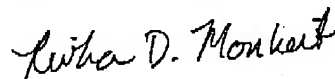
Applicants respectfully request that action on the present application be expedited under 37 C.F.R. § 1.102(d) and pursuant to the authority of the Special Program Examiners in the Patent Examining Groups under M.P.E.P. § 1002.02(s)(1)(i), on the ground of infringement.

Based on conversations with a third-party manufacturer, Applicant believes that a product, which infringes the claims as amended in the Preliminary Amendment filed on January 4, 2005, is on the market. A search of the prior art has been made by the International Searching Authority, and a copy of the International Search Report and Written Opinion mailed August 17, 2004 in the corresponding PCT application is enclosed. All of the references cited in the International Search Report and Written Opinion were previously cited in the Information Disclosure Statement filed in the present application on August 5, 2004.

U.S.S.N. 08/548,840
Filed: October 26, 1995
PETITION TO MAKE SPECIAL UNDER
37 C.F.R. § 1.102(d) AND M.P.B.P. § 1002(s)

Pursuant to 37 C.F.R. §§ 1.102(d) and 1.17(h), Applicant authorizes the Commissioner to charge \$130.00, the fee for a Petition to Make Special, to Deposit Account No. 50-3129. It is believed that no additional fee is required with this submission. However, should an additional fee be required, the Commissioner is hereby authorized to charge the fee to Deposit Account No. 50-3129.

Respectfully submitted,



Rivka D. Monheit
Reg. No. 48,731

Date: January 4, 2005

PABST PATENT GROUP LLP
400 Colony Square, Suite 1200
1201 Peachtree Street
Atlanta, Georgia 30361
(404) 879-2152
(404) 879-2160 (Facsimile)